

### PATENT Attorney Docket No. 188125/ASAHINA

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

TANAKA et al.

Application No. 09/209,454

Filed: December 11, 1998

For: SYSTEM FOR SELLING CONTACT

**LENS** 

Art Unit: 2162

Examiner: D. Lastra

RECEIVED
GROUP 3600

### NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Commissioner for Patents Box AF Washington, D.C. 20231

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed September 25, 2002, rejecting the following claims: 17-20.

The items checked below are appropriate:

1.	Status	of A	aca₽	licants

This application is on behalf of  $\boxtimes$  other than a small entity or  $\square$  a small entity.

#### 2. Fee for Filing Notice of Appeal

Pursuant to 37 CFR 1.17(b), the fee for filing the Notice of Appeal is for: \(\infty\) other than a small entity or  $\square$  a small entity.

> Notice of Appeal Fee due \$320.00

#### 3. Extension of Time

L	Applicants petition	for a one-month	extension of	of time	under 37	CFR 1.136,
	the fee for which is	\$110.00.				

- An extension for one month has already been secured and the fee paid therefore of \$110.00 is deducted from the total fee due for the total amounts of extension now requested.
- $\boxtimes$ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

12/24/2002 AUONDAF1 00000272 121216 09209454

320.00 CH 01 FC:1401

In re Appln. of TANAKA et al. Application No. 09/209,454



Extension fee due with this request: \$

1	Total	Foo	Dua

The total fee due is:

Notice of Appeal Fee Extension Fee (if any) \$320.00

\$ 0.00

Total Fee Due: \$320.00

## 5. Fee Payment

Attached is a check in the sum of \$ .

Charge Account No. 12-1216 the sum of \$320.00. A duplicate of this transmittal is attached.

## 6. Fee Deficiency

If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate of this transmittal is attached.

Respectfully submitted,

Jeffrey A. Wydnd, Reg. No. 29,458

LEYDIG, VOIT & MAYER

700 Thirteenth Street, N.W., Suite 300

Washington, DC 20005-3960 (202) 737-6770 (telephone) (202) 737-6776 (facsimile)

JAW/tph

Appeal Notice (Revised 9/10/02)